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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 10-0692 VRW
	)	
Plaintiff,	)	
	)	STIPULATION AND <del>PROPOSED</del> ORDER
v.	)	DOCUMENTING
	)	EXCLUSION OF TIME
HUDSON ALVES REZENDE,	)	
	)	
Defendant.	)	

With the agreement of the parties in open court on December 2, 2010, and with the consent of the defendant Hudson Rezende ("defendant"), the Court enters this order (1) setting a hearing on January 13, 2011, at 2:00 p.m., (2) and documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from December 2, 2010, to January 13, 2011. The Court finds and holds, as follows:

1. The defendant made his initial appearance before the Court on December 2, 2010. At that hearing, the parties informed the Court that the government had provided the defense with discovery in the case. Counsel for the defendant needs additional time to review the discovery and to investigate the case. Continuing the matter until January 13, 2011, will give the defense an opportunity to accomplish this objective.

2. The Court finds that, taking into the account the public interest in the prompt

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disposition of criminal cases, granting the continuance until January 13, 2011, is necessary for effective preparation of defense counsel. See 18 U.S.C. § 3161(h)(7)(B)(iv). Given these circumstances, the Court finds that the ends of justice served by excluding the period from December 2, 2010, to January 13, 2011, outweigh the best interest of the public and the defendant in a speedy trial. Id. § 3161(h)(7)(A).

3. Accordingly, and with the consent of the defendant, the Court (1) sets a hearing on January 13, 2011, at 2:00 p.m., and (2) orders that the period from December 2, 2010, to January 13, 2011, be excluded from Speedy Trial Act calculations under 18 U.S.C. §§ 3161(h)(1)(D) and 3161(h)(7)(A) and (B)(iv).

SO STIPULATED.

DATED: December 20, 2010

MELINDA HAAG  
United States Attorney

/s/  
KYLE F. WALDINGER  
Assistant United States Attorney

DATED: December 20, 2010

/s/  
BRENDAN CONROY  
Attorney for defendant Hudson Rezende

IT IS SO ORDERED.

